

STATUTORY INSTRUMENTS

**2006 No. 2238**

The Environmental Noise (England) Regulations 2006

**PART 2**

STRATEGIC NOISE MAPS

CHAPTER 1

GENERAL REQUIREMENTS FOR STRATEGIC NOISE MAPS

**Strategic noise maps: general requirements**

4.—(1) Any strategic noise map made or revised under this Part must satisfy the applicable requirements in Schedule 1.

(2) A competent authority under regulation 6 or 10 must apply—

(a) the noise indicators  $L_{den}$  and  $L_{night}$  as referred to in Annex I of the Directive; and

[<sup>F1</sup>(b) the supplementary noise indicators,]

when making or revising strategic noise maps under this Part.

[<sup>F2</sup>(2A) For the purposes of paragraph (2)(a), a reference to Annex 1 of the Directive is to be read as if, in paragraph 1, in the fourth indent that begins “the day is 12 hours”, the words from “The Member” to the end were omitted.]

(3) The values of  $L_{den}$ ,  $L_{night}$  and the supplementary noise indicators must be determined by [<sup>F3</sup>computation (at the assessment position) and by means of the assessment methods set out in Annex 2 to the Directive].

[<sup>F4</sup>(3A) In paragraph (3), “assessment position” means the assessment height in paragraph 7 of Annex 4 to the Directive.]

<sup>F5</sup>(4) .....

<sup>F6</sup>(5) .....

(6) “Supplementary noise indicator” means a noise indicator as defined in Schedule 3.

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| <b>F1</b> | Reg. 4(2)(b) substituted (18.3.2010) by <a href="#">The Environmental Noise (England) (Amendment) Regulations 2010 (S.I. 2010/340)</a> , regs. 1(b), <b>2(3)</b>                         |
| <b>F2</b> | Reg. 4(2A) inserted (31.12.2020) by <a href="#">The Environment (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/458)</a> , regs. 1(1), <b>6(3)</b> ; 2020 c. 1, Sch. 5 para. 1(1) |
| <b>F3</b> | Words in reg. 4(3) substituted (31.12.2018) by <a href="#">The Environmental Noise (England) (Amendment) Regulations 2018 (S.I. 2018/1089)</a> , regs. 1, <b>2(3)(a)</b>                 |
| <b>F4</b> | Reg. 4(3A) inserted (31.12.2018) by <a href="#">The Environmental Noise (England) (Amendment) Regulations 2018 (S.I. 2018/1089)</a> , regs. 1, <b>2(3)(b)</b>                            |
| <b>F5</b> | Reg. 4(4) omitted (31.12.2018) by virtue of <a href="#">The Environmental Noise (England) (Amendment) Regulations 2018 (S.I. 2018/1089)</a> , regs. 1, <b>2(3)(c)</b>                    |

**F6** Reg. 4(5) omitted (31.12.2018) by virtue of [The Environmental Noise \(England\) \(Amendment\) Regulations 2018 \(S.I. 2018/1089\)](#), regs. 1, 2(3)(c)

## CHAPTER 2

### STRATEGIC NOISE MAPS – NOISE SOURCES OTHER THAN NON-DESIGNATED AIRPORTS

#### **Application**

5. This Chapter does not apply to noise from non-designated airports.

#### **Competent Authority**

6. The competent authority for this Chapter is the Secretary of State.

#### **Duty to make, review and revise strategic noise maps**

7.—(1) No later than 30th June 2007 the competent authority must make and, in accordance with regulation 23, adopt strategic noise maps showing the situation in the preceding calendar year for all—

- (a) first round agglomerations;
- (b) first round major roads;
- (c) first round major railways; and
- (d) major airports.

(2) No later than 30th June 2012, and thereafter every five years, the competent authority must make and, in accordance with regulation 23, adopt strategic noise maps showing the situation in the preceding calendar year for all—

- (a) agglomerations;
- (b) major roads;
- (c) major railways; and
- (d) major airports.

(3) From time to time, and whenever a major development occurs affecting the existing noise situation, the competent authority must—

- (a) review; and
- (b) if necessary revise,

any strategic noise map made pursuant to paragraphs (1) or (2) and adopted pursuant to regulation 23.

## CHAPTER 3

### STRATEGIC NOISE MAPS – NON-DESIGNATED AIRPORTS

#### **Application**

8. This Chapter applies to noise from non-designated airports.

#### **Interpretation**

9.—(1) In this Chapter—

“input data” means all the data and related information used to produce the numerical data in electronic form required by paragraph 3(2)(b) or 4(2)(b) (as appropriate) of Schedule 1;

“metadata” means such elements of Section 2 of the “SPIRE Data Standard, Version 1.0” (DEFRA, 25th November 2004) <sup>M1</sup> as are required to describe the—

- (a) input data; and
- (b) information and data required by paragraph 3(2) or 4(2) (as appropriate) of Schedule 1.

(2) Any requirement in this Chapter to submit input data to a competent authority is a requirement to submit that input data in a format that—

- (a) is electronic;
- (b) allows electronic manipulation; and
- (c) does not require manipulation in order to reproduce the numerical data in electronic form required by paragraph 3(2)(b) or 4(2)(b) (as appropriate) of Schedule 1.

#### Marginal Citations

**M1** SPIRE Programme, Product Reference: SIP – DP – 011.

### Competent Authority

**10.** The competent authority for this Chapter is the airport operator.

### Duty to make, review and revise strategic noise maps: non-designated major airports

**11.**—(1) This regulation applies to non-designated major airports.

(2) No later than 31st March 2007, and thereafter every five years, the competent authority must—

- (a) make a strategic noise map showing the situation in the preceding calendar year for the airport; and
- (b) submit that map with input data and metadata to the Secretary of State.

(3) From time to time, and whenever a major development occurs affecting the existing noise situation, the competent authority must—

- (a) review; and
- (b) if necessary revise,

any strategic noise map made pursuant to paragraph (2) and adopted pursuant to regulation 23.

(4) The competent authority must submit any strategic noise map revised pursuant to paragraph (3)(b), with input data and metadata, to the Secretary of State within three working days of its revision.

### Duty to make, review and revise strategic noise maps: non-designated other airports

**12.**—(1) This regulation applies to non-designated other airports.

(2) No later than 31st March 2007 the competent authority must—

- (a) make a strategic noise map showing the situation in the preceding calendar year for any relevant first round agglomeration; and
- (b) submit that map with input data and metadata to the Secretary of State.

(3) No later than 31st March 2012, and thereafter every five years, the competent authority must—

- (a) make a strategic noise map showing the situation in the preceding calendar year for any relevant agglomeration; and
  - (b) submit that map with input data and metadata to the Secretary of State.
- (4) From time to time, and whenever a major development occurs affecting the existing noise situation, the competent authority must—
- (a) review; and
  - (b) if necessary revise,

any strategic noise map made pursuant to paragraphs (2) or (3) and adopted pursuant to regulation 23.

(5) The competent authority must submit any strategic noise map revised pursuant to paragraph (4)(b), with input data and metadata, to the Secretary of State within three working days of its revision.

(6) In this regulation—

“relevant first round agglomeration” means a first round agglomeration in which air traffic from the airport results in air traffic noise of—

- (a) an  $L_{den}$  value of 55 dB(A) or greater; or
- (b) an  $L_{night}$  value of 50 dB(A) or greater,

anywhere within the first round agglomeration;

“relevant agglomeration” means an agglomeration in which air traffic from the airport results in air traffic noise of—

- (a) an  $L_{den}$  value of 55 dB(A) or greater; or
- (b) an  $L_{night}$  value of 50 dB(A) or greater,

anywhere within the agglomeration.

**Changes to legislation:**

There are currently no known outstanding effects for the The Environmental Noise (England) Regulations 2006, PART 2.